

BILL NO. S-68-05- 07

SPECIAL ORDINANCE NO. S-- 75-68

AN ORDINANCE approving Sewer Agreement between ESSEX WIRE CORPORATION and CITY OF FORT WAYNE for construction of sanitary sewer in the area of U. S. 30 and 33.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. The Sewer Agreement approved May 8, 1968, between the City of Fort Wayne, Indiana, by and through its Mayor and Board of Public Works, and ESSEX WIRE CORPORATION, as Developer, for:

The construction of a sanitary sewer commencing at an existing sanitary sewer located just west of the intersection of U. S. #30 and #33; thence southerly in and along a 14-foot easement a distance of 952± l.f. Said sewer shall be 12 inches in diameter,

and the total cost of said sewer to be paid by Developer, all as more particularly set forth in said agreement which is on file in the office of the Board of Public Works and is by reference incorporated herein and made a part hereof, be and the same is hereby in all things ratified, confirmed and approved.

SECTION 2. The Developer, for itself, its successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexa-

tion by City of any territory now or hereafter owned by it, or hereafter served by said sewer or any extension thereof.

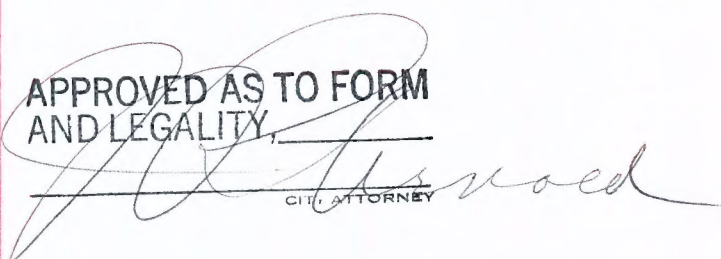
Any owner or owners of land which is now, or hereafter, located outside the corporate limits of city who connect into the sewer constructed hereunder shall be deemed to thereby waive, his, her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of such land or of the territory in which it is located or of the area served by said sewer.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.



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APPROVED AS TO FORM
AND LEGALITY.


CITY ATTORNEY

Bill No. S-68-05-07

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance
approving Sewer Agreement between ESSEX WIRE CORPORATION and CITY OF FORT WAYNE
for construction of sanitary sewer in the area of U. S. 30 and 33,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

EDWIN J. ROUSSEAU, Chairman

PHIL A. STEIGERWALD, Vice-Chairman

JOHN NUCKOLS

THOMAS G. ADAMS

WILLIAM K. GEAKE

Edwin J. Rousseau
Phil A. Steigerwald
John Nuckols
Thomas G. Adams
Wm. K. Geake

CONCURRED IN
DATE 5-28-68 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Rousseau seconded by Tipton and duly adopted, read the second time by title and referred to the (Committee on) City Utilities (and to the City Planning Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____, 196____, at _____ o'clock, P.M., E.S.T.)

Date: 5-14-68 Thad D. Bonachum
City Clerk

Read the third time in full and on motion by Rousseau seconded by Tipton and duly adopted, placed on its passage.

Passed (lost) by the following vote:

	AYES <u>9</u>	NAYS <u>0</u>	ABSTAINED _____	ABSENT _____	to-wit:
Adams	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	
Dunifon	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	
Fay	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	
Geake	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	
Nuckols	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	
Robinson	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	
Rousseau	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	
Steigerwald	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	
Tipton	<u>/</u>	<u> </u>	<u> </u>	<u> </u>	

Date 5-28-68 Thad D. Bonachum
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 5-75-68 on the 28th day of May, 1968.

ATTEST: (SEAL) Thad D. Bonachum City Clerk Jack R. Dunigan Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of May, 1968 at the hour of 10:00 o'clock A.M., E.S.T. Thad D. Bonachum City Clerk

Approved and signed by me this 31st day of May, 1968 at the hour of 3:19 o'clock P.M., E.S.T. Harold S. Zeis Mayor